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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

UNIVERSAL LIFE CHURCH
MONASTERY a/k/a UNIVERSAL LIFE
CHURCH,

Plaintiff,

vs.

CLARK COUNTY, NEVADA; LYNN
MARIE GOYA (in her official capacity as
Clark County Clerk); STEVE WOLFSON
(in his official capacity as the Clark County
District Attorney); JANE DOE; JOHN ROE;
and JANE POE,

Defendants.

Case No.: 2:18-cv-02099-RFB-BNW

**STIPULATION TO EXTEND TIME TO
FILE JOINT PRETRIAL ORDER
(Fourth Request)¹**

Pursuant to LR IA 6-1 and LR 26-3, Plaintiff Universal Life Church Monastery a/k/a Universal Life Church and the Clark County Defendants (the “Parties”), stipulate and request that this Court extend the current deadline to file the joint pretrial order (“JPTO”) by 18 days to October 19, 2021.

This request for extension is done for good cause and not for purposes of delay.

¹ The Parties previously stipulated to three extensions of deadlines laid out in the Court’s Scheduling Order. (*See* Doc. Nos. 14, 21, and 29.) However, this is the first request specifically to extend the deadline to file the joint pretrial order.

1 In support of this Stipulation and Request, the Parties state as follows:

2 **1.0 Basis of Requested Extension**

3 Discovery in this case has closed, and the Court issued an order resolving the Parties' cross
4 motions for summary judgment on September 19, 2021 (Doc. No. 65). This Order provided that the
5 JPTO is due on October 1, 2021. This gives the Parties only 12 days to prepare the JPTO. This is less
6 than half the usual 30 days that parties have to prepare the order following the resolution of dispositive
7 motions. (*See* LR 26-1(b)(5).) It is also less than half the time set out in the Court's operative
8 scheduling order entered on December 31, 2019. (Doc. No. 34). Preparing the JPTO will require a
9 significant amount of work by the Parties and coordination between them. 12 days is an insufficient
10 amount of time to prepare a thorough and complete JPTO, and this is a significantly shorter time period
11 than the Parties understood themselves to have. Counsel for Plaintiff also has to comply with additional
12 deadlines in other cases, including preparing for an evidentiary hearing regarding a request for a
13 preliminary injunction that will take place the day before the JPTO is currently due. Likewise, counsel
14 for Defendants must comply with additional deadlines in other cases, including an appellate brief,
15 during this same window of time, making this shortened time period to finalize the JPTO
16 extraordinarily difficult.

17 LR 26-3 provides that a stipulation to extend a deadline set by a discovery plan, scheduling
18 order, or other order must be received no later than 21 days before the expiration of the subject
19 deadline. There is, however, good cause to grant this stipulation despite being filed fewer than 21 days
20 before the deadline for the joint pretrial order. This is because the Court's order setting October 1,
21 2021 as the deadline for joint pretrial orders only provided the Parties with 12 days' notice of this
22 deadline, making it burdensome and extraordinarily difficult for the parties to file this stipulation
23 earlier than 21 days before this deadline.

2.0 Proposed Schedule

2.1 Motions in Limine/Daubert Motions

Under LR 16-3(a), any motions in limine, including Daubert type motions, shall be filed and served 30 days prior to the commencement of trial and oppositions shall be filed and served 15 days thereafter. Reply briefs will only be allowed with leave of the Court.

2.2 Deadline for Joint Pretrial Order

Pursuant to LR 26-1(b)(5) and the Court's Scheduling Order (Doc. No. 34), the Joint Pretrial Order shall be filed no later than October 19, 2021, which is 30 days after the Court's order resolving the Parties' cross motions for summary judgment (Doc. No. 65). The disclosures required by Fed. R. Civ. P. 26(a)(3) and any objections shall be included in the final pretrial order and must be filed at least 30 days prior to trial in accordance with FRCP 26(a)(3)(B).

IT IS SO STIPULATED:

Dated: September 22, 2021

/s/ Alex J. Shepard

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Dated: September 22, 2021

/s/ Thomas D. Dillard Jr.

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Attorney for Defendants,
 Clark County, Lynn Marie Goya, and Steve Wolfson
 (in their official capacities)

IT IS SO ORDERED.


RICHARD E. BOULWARE, II
United States District Court

DATED this 24th day of September, 2021.